

MEAT

FOR:

STATE OF ALABAMA

DEPTARTMENT OF FINANCE DIVISION OF PURCHASING

INVITATION TO BID

REQ. AGENCY : 005044

DEPT OF CORRECTIONS

AGENCY REQ. NO.

T-NUMBER : TA202 DATE ISSUED : 09/14/09

VENDOR NO.

VENDOR PHONE NO. :
SNAP REQ. NO. : 1426769
BUYER NAME : WENDY PENTON

BUYER PHONE NO. : (334) 353-7176-PURCHASING PHONE NO: (334) 242-7250

BID MUST BE RECEIVED BEFORE: DATE: 10/06/09 TIME: 5:00 PM

BIDS WILL BE PUBLICLY OPENED: DATE: 10/07/09 TIME: 10:00 AM

TO BE COMPLETED BY VENDOR

	10 11	COMIDDID DI VUNDOR		
		SHOULD BE PROVIDED, AS I ORIGINAL SIGNATURE ANI	APPROPRIATE. BID RESPONSE NOTARIZATION.	
1. DELIVERY	: CAN BE MADE	DAYS OR	WEEKS AFTER RECEIPT OF ORDER	
2. TERMS: _	(DI	SCOUNTS ARE TAKEN WITHOU	OUT REGARD TO DATE OF PAYMENT.)	
3. PRICE VA	ALID FOR ACCEPTANCE	E WITHIN DA	AYS.	
	QUOTATION REFERENCE JMBER WILL APPEAR C	NUMBER, IF ANY:		
5. E-MAIL A	ADDRESS:			
INTERNET	Γ WEBSITE:			
6. GENERAL	CONTRACTOR'S LICEN	ISE NO:		
TYPE OF	G.C. LICENSE:			
			**** UCTIONS" ON PAGE 2, TO INCLUDE	
RETURN	INVITATION TO BID:			
	US MAIL		COURIER	
	STATE OF ALABAMA DEPARTMENT OF FINANCE DIVISION OF PURCHASING P O BOX 302620 MONTGOMERY, AL 36130-2620		STATE OF ALABAMA DIVISION OF PURCHASING RSA UNION BUILDING 100 N. UNION ST., SUITE 192 MONTGOMERY, AL 36104	
I HERBY AFF	O THE ENTIRE BID AN FIRM I HAVE NOT BEE OF FREEDOM OF COMPE	EN IN ANY AGREEMENT OR (REQUIRED I ITEM OFFERED AT THE PRICE QUOTED. COLLUSION AMONG BIDDERS IN BID AT A FIXED PRICE OR TO	
SWORN TO AN	1D	FEIN OR SSN	AUTHORIZED SIGNATURE (INK)	
SUBSCRIBED BEFORE ME THIS		THIN OR BEN	nomonius sidmioni (init)	
		COMPANY NAME	TYPE/PRINT AUTHORIZED NAME	
DAY	OF	MAIL ADDRESS	TITLE	
		המחווחת הדטה	111111	
NOTARY PUBLIC		CITY, STATE, ZIP	TOLL FREE NUMBER	
TERM EXP: _				
		PHONE INCLUDING AREA (CODE FAX NUMBER	

STANDARD TERMS & CONDITIONS

VENDOR NAME :

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AUTHORITY:

THE DEPARTMENT OF FINANCE CODE OF ADMINISTRATIVE PROCEDURE, CHAPTER 355-4-1 EFFECTIVE DECEMBER 20, 2001 IS INCORPORATED BY REFERENCE AND MADE A PART OF T HIS DOCUMENT. TO RECEIVE A COPY CALL (334)242-7250, OR OUR WEBSITE WWW.PURCHASING.ALABAMA.GOV.

INFORMATION AND ASSISTANCE TO MINORITY BUSINESSES IN THE TECHNICAL COMPLETION OF REQUIRED FORMS MAY BE OBTAINED FROM THE OFFICE OF MINORITY BUSINESS ENTERPRISE, 1-800-447-4191.

BID (ITB) RESPONSE INSTRUCTIONS REV: 08/19/09

- TO SUBMIT A RESPONSIVE BID, READ THESE INSTRUCTIONS, ALL TERMS, CONDITIONS AND SPECIFICATIONS.
- BID ENVELOPES/PACKAGES/BOXES MUST BE IDENTIFIED ON FRONT, PREFERABLY LOWER LEFT CORNER AND BE VISIBLE WITH THE BID NUMBER AND OPENING DATE. EACH INDIVIDUAL BID (IDENTIFIED BY A UNIQUE BID NUMBER) MUST BE SUBMITTED IN A SEPARATE ENVELOPE. RESPONSES TO MULTIPLE BID NUMBERS SUBMITTED IN THE SAME ENVELOPE/COURIER PACKAGE, THAT ARE NOT IN SEPARATE ENVELOPES PROPERLY IDENTIFIED, WILL BE REJECTED. THE DIVISION OF PURCHASING DOES NOT ASSUME RESPONSIBILITY FOR LATE BIDS FOR ANY REASON INCLUDING THOSE DUE TO POSTAL, OR COURIER SERVICE. BID RESPONSES MUST BE IN THE DIVISION OF PURCHASING OFFICE PRIOR TO THE "RECEIVE DATE AND TIME" INDICATED ON THE BID.
- BID RESPONSES (PAGE 1, PRICE SHEET AND ADDENDUMS (WHEN SIGNATURE IS REQUIRED)) MUST BE IN INK OR TYPED ON THIS DOCUMENT. OR EXACT FORMAT WITH SIGNATURES BEING HANDWRITTEN ORIGINALS IN INK (PERSON SIGNING BID, NOTARY, AND NOTARY EXPIRATION), OR THE BID WILL BE REJECTED. UNLESS INDICATED IN THE BID, ALL PRICE PAGES MUST BE COMPLETED AND RETURNED. IF AN ITEM IS NOT BEING BID, IDENTIFY IT AS NB (NO-BID). PAGES SHOULD BE SECURED. THE DIVISION OF PURCHASING DOES NOT ASSUME RESPONSIBILITY FOR MISSING PAGES. FAXED BID RESPONSES WILL NOT BE ACCEPTED.
- THE UNIT PRICE ALWAYS GOVERNS REGARDLESS OF THE EXTENDED AMOUNT. A UNIT PRICE CHANGE ON A LINE MUST BE INITIALED BY THE PERSON SIGNING THE BID, OR THAT LINE WILL BE REJECTED. THIS INCLUDES A CROSS-OUT, STRIKE-OVER, INK-OVER, WHITE-OUT, ERASURE, OR ANY OTHER METHOD CHANGING THE PRICE.
- A "NO BID" MUST BE RETURNED TO REMAIN ON A CLASS/SUBCLASS. RETURN PAGE 1 OR NOTIFICATION PAGE MARKED "NO-BID". IDENTIFY IT ON THE ENVELOPE AS A "NO-BID". FAILING TO RESPOND TO 3 ITB'S WITHIN THE SAME CLASS/SUBCLASS WILL AUTOMATICALLY PURGE THE VENDOR FROM THAT CLASS/SUBCLASS. RESPONDING WITH 6 "NO-BIDS" WITHIN THE SAME CLASS/SUBCLASS WILL AUTOMATICALLY PURGE THE VENDOR FROM THAT CLASS/ SUBCLASS. A "NO-BID" RECEIVED LATE IS CONSIDERED A NO RESPONSE.
- THE DIVISION OF PURCHASING IS NOT RESPONSIBLE FOR MISINTERPRETATION OF DATA FAXED FROM THIS OFFICE.
- THE DIVISION OF PURCHASING REQUIRES AN ORIGINAL AND A MINIMUM OF ONE COMPLETE EXACT COPY (TO INCLUDE SIGNATURE AND NOTARY) OF THE INVITATION-TO-BID RESPONSE. THE ORIGINAL AND THE COPY SHOULD BE SUBMITTED TOGETHER AS A BID PACKAGE.
- AN IMPROPERLY SUBMITTED BID, LATE BID, OR BID THAT IS CANCELLED ON OR BEFORE THE OPENING DATE WILL BE HELD FOR 90 DAYS AND THEN DESTROYED. THE BID MUST BE RETRIEVED DURING REGULAR WORK HOURS, MONDAY FRIDAY, EXCEPT STATE HOLIDAYS. AFTER THE BID IS DESTROYED, THE DIVISION OF PURCHASING ASSUMES NO RESPONSIBILITY FOR THE DOCUMENT.

DISQUALIFIED/CANCELLED BID

BIDS THAT ARE IMPROPERLY SUBMITTED OR RECEIVED LATE WILL BE A RESPONSE FOR RECORD, BUT WILL NOT BE RETURNED OR A NOTIFICATION MAILED.

THE FOLLOWING IS A PARTIAL LIST WHEREBY A BID RESPONSE WILL BE DISQUALIFIED:

BID NUMBER NOT ON FACE OF ENVELOPE/COURIER PACKAGE/BOX

RESPONSES TO MULTIPLE BID NUMBERS IN SAME ENVELOPE NOT PROPERLY IDENTIFIED BID RECEIVED LATE

BID NOT SIGNED/NOT ORIGINAL SIGNATURE

BID NOT NOTARIZED/NOT ORIGINAL SIGNATURE OF NOTARY AND/OR NO NOTARY EXPIRATION

NOTARIZED OWN SIGNATURE

REQUIRED INFORMATION NOT SUBMITTED WITH BID FAILURE TO SUBMIT THE ORIGINAL BID AND A COMPLETE EXACT COPY FAILURE TO MARK RESPONSES AS "ORIGINAL" AND/OR "COPY"

CERTIFICATION PURSUANT TO ACT NO. 2006-557

ALABAMA LAW (SECTION 41-4-116, CODE OF ALABAMA 1975) PROVIDES THAT EVERY BID SUBMITTED AND CONTRACT ALABAMA LAW (SECTION 41-4-116, CODE OF ALABAMA 1975) PROVIDES THAT EVERY BID SUBMITTED AND CONTRACT EXECUTED SHALL CONTAIN A CERTIFICATION THAT THE VENDOR, CONTRACTOR, AND ALL OF ITS AFFILIATES THAT MAKE SALES FOR DELIVERY INTO ALABAMA OR LEASES FOR USE IN ALABAMA ARE REGISTERED, COLLECTING, AND REMITTING ALABAMA STATE AND LOCAL SALES, USE, AND/OR LEASE TAX ON ALL TAXABLE SALES AND LEASES INTO ALABAMA. BY SUBMITTING THIS BID, THE BIDDER IS HEARBY CERTIFYING THAT THEY ARE IN FULL COMPLIANCE WITH ACT NO. 2006-557, THEY ARE NOT BARRED FROM BIDDING OR ENTERING INTO A CONTRACT PURSUANT TO 41-4-116, AND ACKNOWLEDGES THAT THE AWARDING AUTHORITY MAY DECLARE THE CONTRACT VOID IF THE CERTIFICATION IS FALSE.

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INTENT TO AWARD

EFFECTIVE MAY 1, 2008, THE STATE OF ALABAMA - DIVISION OF PURCHASING WILL ISSUE AN 'INTENT TO AWARD' BEFORE A FINAL AWARD IS MADE. THE 'INTENT TO AWARD' WILL CONTINUE FOR A PERIOD OF FIVE (5) CALENDAR DAYS, AFTER WHICH A PURCHASE ORDER WILL BE PRODUCED. UPON FINAL AWARD, ALL RIGHTS TO PROTEST ARE FORFEITED. A DETAILED EXPLANATION OF THIS PROCESS MAY BE REVIEWED IN THE ALABAMA ADMINISTRATIVE CODE - CHAPTER 355-4-1(14).

ALTERNATE BID RESPONSE
UNLESS STATED ELSEWHERE IN THIS INVITATION-TO-BID (ITB) THE STATE OF
ALABAMA WILL ACCEPT AND EVALUATE ALTERNATE BID SUBMITTALS ON ANY
ITB'S. ALTERNATE BID RESPONSES WILL BE EVALUATED ACCORDING TO THE
REQUIREMENTS AS ALL OTHER RESPONSES TO THIS ITB.

INTERNET WEBSITE LINK'S

INTERNET AND/OR WEBSITE LINKS WILL NOT BE ACCEPTED IN BID RESPONSES AS A MEANS TO SUPPLY ANY REQUIREMENTS STATED IN THIS ITB (INVITATION-TO-BID).

PRODUCT DELIVERY, RECEIVING AND ACCEPTANCE IN ACCORDANCE WITH THE UNIVERSAL COMMERCE CODE (CODE OF ALABAMA, TITLE 7), AFTER DELIVERY, THE STATE OF ALABAMA HAS THE RIGHT TO INSPECT ALL PRODUCTS BEFORE ACCEPTING. THE STATE WILL INSPECT PRODUCTS IN A REASONABLE TIMEFRAME. SIGNATURE ON A DELIVERY DOCUMENT DOES NOT CONSTITUTE ACEPTANCE BY THE STATE. THE STATE WILL ACCEPT PRODUCTS ONLY AFTER SATISFACTORY INSPECTION.

SALES TAX EXEMPTION

PURSUANT TO THE CODE OF ALABAMA, 1975, TITLE 40-23-4 (A) (11), THE STATE OF ALABAMA IS EXEMPT FROM PAYING SALES TAX. AN EXEMPTION LETTER WILL BE FURNISHED UPON REQUEST.

INVOICES

INQUIRIES CONCERNING PAYMENT AFTER INVOICES HAVE BEEN SUBMITTED ARE TO BE DIRECTED TO THE RECEIVING AGENCY, NOT THE DIVISION OF PURCHASING

BID RESPONSES AND BID RESULTS

UNEVALUATED BID RESPONSES (NOT BID RESULTS) ARE AVAILABLE ON OUR WEB SITE AT WWW.PURCHASING.ALABAMA.GOV. BID RESULTS WILL BE MADE AVAILABLE FOR REVIEW IN THE DIVISION OF PURCHASING OFFICE, BUT ONLY AFTER THE BID HAS BEEN AWARDED. WE DO NOT FAX OR MAIL COPIES OF BID RESULTS. IF A VENDOR WISHES TO REVIEW BID RESULTS IN OUR OFFICE, THEY SHOULD FAX THEIR REQUEST TO REVIEW THE BID TWO DAYS IN ADVANCE TO THE "BID REVIEW CLERK" AT (334) 242-4419. BE SURE TO REFERENCE THE BID NUMBER.

FOREIGN CORPORATION - CERTIFICATE OF AUTHORITY

ALABAMA LAW PROVIDES THAT A FOREIGN CORPORATION (AN OUT-OF-STATE COMPANY/FIRM) MAY NOT TRANSACT BUSINESS IN THE STATE OF ALABAMA UNTIL TI OBTAINS A CERTIFICATE OF AUTHORITY FROM THE SECRETARY OF STATE. SECTION 10-2B-15.01, CODE OF ALABAMA 1975. TO OBTAIN FORMS FOR A CERTIFICATE OF AUTHORITY, CONTACT THE SECRETARY OF STATE, CORPORATIONS DIVISION, (334) 242-5324. THE CERTIFICATE OF AUTHORITY DOES NOT KEEP THE VENDOR FROM SUBMITTING A BID.

BID IDENTIFICATION

REFERENCE PAGE 2, ITEM 2. DUE TO THE POSTAL SERVICE PUTTING BAR CODE LABELS ON ENVELOPES, IT CONCEALS THE BID NUMBER AND DATE IF THE VENDOR HAS WRITTEN THEM OTHER THAN THE LOWER LEFT CORNER, THEREFORE THE BID WOULD BE REJECTED FOR NOT BEING PROPERLY IDENTIFIED.

SPECIAL TERMS & CONDITIONS

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AWARD:

AWARD WILL BE BY GROUPS OF ITEMS (LINE 3 & 4 ARE A GROUP) TO THE LOWEST RESPONSIBLE BIDDER MEETING ALL SPECIFICATIONS. THIS BID IS FOR THE LINE ITEMS THAT THE CONTRACT VENDOR WAS UNABLE TO EXTEND FOR ANOTHER YEAR.

AWARD:

THE AWARD SHALL BE MADE TO THE LOWEST RESPONSIBLE BIDDER MEETING ALL SPECIFICATIONS.

REJECTED PRODUCTS:

THE COST OF RETURN FREIGHT AND ANY STORAGE COST OF REJECTED PRODUCT OR OTHER EXPENSES INCURRED BY ALABAMA DEPARTMENT OF CORRECTIONS INSTITUTIONAL SERVICES DIVISION DUE TO FAILURE TO CONFORM TO SPECIFICATIONS OR TO THE QUALITY OF PRODUCTS/SUPPLIES RECEIVED AT OUR WAREHOUSE, SHALL BE CHARGED TO THE VENDOR MAKING SUCH SHIPMENTS.

DELIVERIES:

NO DELIVERES ARE ACCEPTED ON WEEKENDS OR LEGAL HOLIDAYS. DELIVERY TIMES ARE 7:00 AM UNTIL 2:00 PM.

** PLEASE CONTACT BECKY SMITH (334) 567-1573 TO SCHEDULE DELIVERY. ** ALL PACKING SLIPS MUST CONTAIN PURCHASE ORDER NUMBERS OR BE REJECTED. ITEMS WHERE APPLICABLE MUST BE PALLETIZED ON STANDARD 4-WAY PALLETS, 40" X 48" NORMALLY 48 CASES TO PALLET AND SHRINK WRAPPED.

DEFAULT:

WHEN A VENDOR DEFAULTS ON A CONTRACT/PURCHASE ORDER, THE STATE CAN PROCURE THE GOODS OR SERVICES FROM OTHER SOURCES AND HOLD THE VENDOR RESPONSIBLE FOR ANY EXCESS IN PRICE/HANDLING. THE VENDOR MAY BE BARRED FROM BIDDING FOR AN INDETERMINATE PERIOD.

DELIVERY/NON-DELIVERY/CANCELLATION (FOOD PRODUCTS - CORRECTIONS)

DELIVERY OF FOOD PRODUCTS TO CORRECTIONAL FACILITIES IS CRITICAL, THEREFORE THE VENDOR MUST MAKE EVERY EFFORT TO DELIVER QUANTITIES AS INDICATED ON THE SOLICITATION/PURCHASE ORDER. FAILURE TO DELIVER, PARTIAL DELIVERY OR CONSISTENT NON-DELIVERY WILL RESULT IN IMMEDIATE CANCELLATION OF PURCHASE ORDER. DELIVERY PROBLEMS/SOLUTIONS THAT ARE NOT JUSTIFIED TO THE SATISFACTION OF THE DEPT OF CORRECTIONS AND THE DIVISION OF PURCHASING COULD RESULT IN THE VENDOR NOT RECEIVING FUTURE AWARDS ON SOLICITATIONS FOR FOOD PRODUCTS FOR AN INDETERMINATE PERIOD.

IF THERE IS A POTENTIAL PROBLEM IN DELIVERING FOOD PRODUCTS, THE VENDOR MUST INDICATE THIS IN THEIR BID AND/OR UPON RECEIPT OF A PURCHASE ORDER. FAILURE TO IDENTIFY A POTENTIAL PROBLEM ON YOUR BID, OR UPON RECEIPT OF A PURCHASE ORDER COULD RESULT IN NON-AWARD OF THAT BID, OR CANCELLATION OF PURCHASE ORDER.

F.O.B. DESTINATION:

F.O.B. DESTINATION IS THE LOCATION WHERE MERCHANDISE IS DELIVERED AND UNLOADED ON A RECEIVING DOCK, IF AVAILABLE, TO ANY STATE OR LOCAL GOVERNMENT AGENCY AND THE CHANGE OF TITLE TAKES PLACE. THE VENDOR IS LIABLE FOR FREIGHT CHARGES, RISK OF LOSS OR DAMAGE TO THE MERCHANDISE UP TO THE DESTINATION.

RETURN FREIGHT & STORAGE CHARGES: THE VENDOR IS RESPONSIBILE FOR ANY STORAGE AND/OR RETURN FREIGHT CHARGES INCURRED BY THE STATE AS A RESULT OF VENDOR'S FAILURE TO CONFORM TO PRODUCT SPECIFICATIONS.

FREIGHT:

V.

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BID IS F.O.B. DESTINATION. ANY FREIGHT CHARGES MUST BE INCLUDED IN THE BID PRICES.

CONTRACT PERIOD:

INVITATION TO BID

ESTABLISH A 12 MONTH CONTRACT WITH AN OPTION TO EXTEND FOR A SECOND, AND THIRD 12 MONTH PERIOD WITH THE SAME PRICING, TERMS AND CONDITIONS. THE SECOND AND THIRD 12 MONTH PERIOD, IF AGREED BY BOTH PARTIES, WOULD BEGIN THE DAY AFTER THE FIRST OR SECOND 12 MONTH PERIOD EXPIRES. ANY SUCCESSIVE EXTENSION MUST HAVE WRITTEN APPROVAL OF BOTH THE STATE AND VENDOR NO LATER THAN 30 DAYS PRIOR TO EXPIRATION OF THE PREVIOUS 12 MONTH PERIOD.

FIRM PRICING:

ALL PRICES QUOTED MUST BE FIRM FOR A PERIOD OF ONE (1) YEAR FROM THE VENDOR'S NOTIFICATION OF AWARD.

QUANTITY:

THE EXACT QUANTITY OF PURCHASES FOR EACH ITEM ON THIS INQUIRY IS NOT KNOWN. QUANTITY SHOWN REFLECTS ESTIMATED ANNUAL USAGE ONLY. THE STATE DIVISION OF PURCHASING DOES NOT GUARANTEE THAT THE STATE WILL BUY ANY AMOUNT. ORDERS WILL BE PLACED BY DEPARTMENTS AS NEEDED AND WILL GIVE COMPLETE SHIPPING INSTRUCTIONS.

SPECIFICATIONS VENDOR NAME :

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ALL PRODUCTS MUST BE USDA INSPECTED AND PASSED FOR HUMAN CONSUMPTION. DELIVER IN PROPER REFRIGERATED CARRIERS AND BE PALLETIZED. DELIVERY DATES DETERMINED BY USER. KILL DATE STAMPED ON ALL BOXES.

MEAT PRODUCTS

"AMERICAN PROCESSED FOODS SUGGESTED" MEAT PRODUCTS MUST BE WRAPPED WITH A USDA APPROVED MATERIAL AND CONTAINED IN SEALED BOXES. THE I OF MANUFACTURE SHALL NOT EXCEED 3 MONTHS AT TIME OF RECEIPT. MANUFACTURE DATE SHALL BE ON EACH CONTAINER.

PRICE SHEET VENDOR NAME :

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RETURN DATE: 10/06/09 TIME: 5:00 PM LINE EXTENDED NO. COMMODITY/SERVICE DESCRIPTION QUANTITY UNIT UNIT PRICE AMOUNT UNLESS SPECIFIED OTHERWISE BELOW: SHIP TO: STATEWIDE R1 00004 COMMODITY CODE: 390-49-064210
PRICE ABOVE BASE, DELIVERED LISTED IN
THE U.S.D.A MEAT SHEET ON THE DATE PRIOR
TO SHIPMENT. 1 LB

00005 COMMODITY CODE: 390-49-050579
BEEF TRIMMING, FROZEN, BONELESS 50% LEAN
PACKED IN APPROXIMATELY 60 LB BOXES WITH
PLASTIC LINERS. 1 LB

PAGE TOTAL	_	
BID TOTAL		